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O 072031Z AUG 95  
FM SECSTATE WASHDC  
TO AMEMBASSY BUJUMBURA IMMEDIATE  
AMEMBASSY KIGALI IMMEDIATE

C O N F I D E N T I A L STATE 187447

FOR AMBASSADOR - KIGALI AND TO CHARGE - BUJUMBURA

E.O. 12356: DECL: 960807  
TAGS: AMGT RW BY FR  
SUBJECT: OFFICIAL INFORMAL

1. FOLLOWING IS THE AUGUST 4 RWANDA AND BURUNDI SITREP.
2. BEGIN TEXT:

SUMMARY

THE SECURITY SITUATION IN BURUNDI REMAINS ABOUT  
THE SAME. AS MOVEMENT IS MADE ON A RESOLUTION LIFTING  
THE ARMS EMBARGO AGAINST RWANDA, INTERNATIONAL CONCERNS  
GROW ABOUT PRISON CONDITIONS THERE. ARCHBISHOP TUTU AND  
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FORMER PRESIDENT CARTER HAVE BECOME INVOLVED IN PEACE EFFORTS IN THE REGION.

THE RWANDA TRIBUNAL IS MOVING FORWARD SLOWLY. FIRST STEPS ARE BEING TAKEN ON THE BURUNDI COMMISSION OF INQUIRY. UNHCR IS CONTINUING WITH CAMP MOVEMENTS AND ENCOURAGEMENT OF RWANDAN REPATRIATION.

## SECURITY SITUATION

THE BURUNDIAN ARMY APPARENTLY WON A SKIRMISH WITH 300 EX-FAR NORTH OF BUJUMBURA. IT IS SIGNIFICANT THAT ARMED RWANDAN EXILES WERE PRESENT IN NORTHERN BURUNDI. SHOOTING STARTED IN THE KAMENGE DISTRICT OF BUJUMBURA ON AUGUST 2, AND HAS CONTINUED THROUGH AUGUST 4. IN RWANDA, THERE ARE CONCERNS OVER THE JULY 27 KILLING OF A SOUS-PREFET AND HIS FAMILY. THE MAN, A HUTU, HAD JUST BEEN RELEASED FROM PRISON AND RESTORED TO OFFICE.

## RWANDAN TRIBUNAL AND PRISONS

USUN IS WORKING WITH THE RWANDAN MISSION TO THE UN, AT THEIR REQUEST, ON A DRAFT RESOLUTION ON LIFTING THE ARMS EMBARGO. THE PREAMBLE WILL CONTAIN LANGUAGE EXPRESSING THE INTERNATIONAL COMMUNITY'S GROWING CONCERN OVER THE PLIGHT OF 50,000 PRISONERS IN RWANDA'S JAILS. A CABINET MINISTER INDICATED TO OUR CHARGE THAT RWANDA MAY BE PREPARED TO MOVE FORWARD WITH TRIAGE AND AMNESTY FOR MOST OF THE INMATES. ARCHBISHOP TUTU VISITED RWANDA FOR A DAY, AND CALLED THE MAIN PRISON A "DISASTER WAITING TO HAPPEN." THERE IS INTEREST ON THE HILL IN THE ISSUE.

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THE RWANDAN TRIBUNAL IS MOVING FORWARD, ALBEIT SLOWLY. NOW THAT THE UN HAS APPROVED A BUDGET OF 10M THROUGH THE END OF THE YEAR, THE TRIBUNAL IS BEGINNING TO MOVE ON HIRING ADDITIONAL STAFF FOR THE PROSECUTOR'S OFFICE. GOLDSTONE MET WITH THE SYG ABOUT THE BUREAUCRATIC OBSTACLES AND THE SYG AGREED THAT IT WOULD BE HELPFUL TO HAVE SOMEONE EITHER ON HIS STAFF OR IN DPKO TO HELP CUT THROUGH THE BUREAUCRATIC RED TAPE. TRIBUNAL

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INVESTIGATORS ARE PRESSING FORWARD WITH THEIR INVESTIGATIONS OF THEIR TARGETS. ONE BELGIAN INVESTIGATOR WILL COME TO THE US ON MONDAY TO INVESTIGATE CLAIMS BY RWANDAN STUDENTS HERE THAT THERE IS A WAR CRIMINAL IN TEXAS RESPONSIBLE FOR A MASSACRE OF 8,000 CIVILIANS. WE HAVE ASKED THE FBI TO ASSIST IN THIS MATTER.

THE PRISON SITUATION IN RWANDA CONTINUES TO WORSEN AND THE ICRC HAS CREATED AN "HISTORICAL RECORD" DOCUMENTING THE HORRENDOUS PRISON CONDITIONS THERE. THE ICRC CONSIDERS IT TO BE THE WORST IT HAS EVER ENCOUNTERED. THE PRISON POPULATION HAS INCREASED TO 50,000, WITH AN AVERAGE OF 4 INMATES PER SQUARE METER. THE BULK OF THE DETAINEES (40,000) ARE CONCENTRATED IN 13 PRISONS RUN BY THE MINISTRY OF JUSTICE (MOJ). THE ICRC HAS RECORDED 2,089 DEATHS (CAUSED BY DISEASE, SUFFOCATION AND VIOLENCE) IN MOJ PRISONS.

ONLY THE U.S. AND THE NETHERLANDS HAVE OFFERED ASSISTANCE TO HELP ALLEVIATE THE PROBLEM. USAID'S OFFICE OF FOREIGN DISASTER ASSISTANCE CONTRIBUTED 625,000 (40  
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OF THE REQUESTED FUNDS) TO THE ICRC TO BE USED FOR  
"RUBHALL" TENTS AND TO PROVIDE BASIC WATER/SANITATION  
SERVICES FOR A TEMPORARY FACILITY TO ACCOMMODATE 5,000  
DETAINEES. THE NETHERLANDS CONTRIBUTED THE OTHER 60 .

BURUNDI COMMISSION OF INQUIRY

A DRAFT CABLE IS BEING CIRCULATED SUPPORTING THE CREATION OF A UN COMMISSION OF INQUIRY TO INVESTIGATE AND REPORT ON THE OCTOBER 1993 ASSASSINATIONS OF THE PRESIDENT OF BURUNDI AND OTHER BURUNDI OFFICIALS AND THE ETHNIC VIOLENCE THAT HAS TAKEN THOUSANDS OF LIVES SINCE THEN. THE CABLE DIRECTS USUN TO TABLE THE RESOLUTION AND SEEK THE SUPPORT OF THE APPROPRIATE CAPITALS AND UNSC MEMBER STATES. THE COMMISSION WOULD BE GIVEN FULL AUTHORITY TO INVESTIGATE EVENTS STARTING FROM OCTOBER 21, 1993 (THE DATE OF THE ASSASSINATION) TO THE DATE OF THE RESOLUTION. IT ALSO INCLUDES THE TERMS OF REFERENCE

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WHICH, AMONG OTHER THINGS, INSTRUCT THE COMMISSION TO MAKE RECOMMENDATIONS AS TO MEASURES WHICH COULD BE TAKEN TO RESPOND TO THE COMMISSION'S FINDINGS.

ONCE THE COMMISSION IS ESTABLISHED BY THE SC, WE PLAN TO MOVE FORWARD ON MAKING IT OPERATIONAL. AID OTI HAS AGREED TO PROVIDE AT LEAST 200,000 TO 300,000. WE ARE ASKING AID, STATE AND DOD TO EACH PROVIDE ONE LAWYER OR INVESTIGATOR TO ASSIST IN THE EFFORTS. WE WILL ALSO SEEK TO RAISE SUPPORT FROM OTHER COUNTRIES.

REFUGEES

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REFUGEE MOVEMENTS: UNHCR IS CONTINUING WITH ITS CAMPAIGN TO ENCOURAGE RWANDAN REFUGEE REPATRIATION THROUGH DISSEMINATION OF INFORMATION (E.G., BY RADIO) ABOUT CONDITIONS IN COMMUNES OF ORIGIN AND THROUGH ORGANIZED REFUGEE DELEGATION VISITS UNDER UNHCR PROTECTION. FROM LATE JUNE TO LATE JULY, SOME 3,000 REFUGEES RETURNED FROM BURUNDI. UNFORTUNATELY THE PUSH FACTORS OF VIOLENCE AGAINST REFUGEES INSIDE BURUNDI (SOME UNEXPLAINED KILLINGS, SOME ARRESTS OF THOSE OUTSIDE CAMPS) SEEM TO BE AS STRONG, OR STRONGER, THAN THE PULL FACTORS. REPATRIATION FROM ZAIRE CONTINUES TO BE MEASURED ONLY IN THE HUNDREDS.

SECURITY IN EASTERN ZAIRE/CAMP RELOCATIONS: UNHCR REPORTS THAT THE OFFICIAL GREEN LIGHT FROM CENTRAL ZAIRIAN AUTHORITIES AND FUNDING ARE STILL OBSTACLES TO THE RELOCATION OF VULNERABLE CAMPS. WE HAVE TOLD UNHCR THAT WE DO NOT ACCEPT THE NOTION OF A FUNDING OBSTACLE SINCE OUR LAST CONTRIBUTION OF 16 MILLION INCLUDED LANGUAGE PERMITTING UNHCR TO USE THE FUNDS FOR CAMP RELOCATION (EST. COST OF 6 MILLION).

WE HAVE RECEIVED AN AS-YET UNCONFIRMED REPORT THAT AUTHORITIES IN KINSHASA HAVE INSTRUCTED THE GOVERNOR OF KIVU SPECIFICALLY NOT TO MOVE ANY REFUGEE CAMPS, AND NOT TO MOVE THE EX-FAR MILITARY CAMP AT PANZI.

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INTELLIGENCE REPORTS TO THE INTER-AGENCY TEAM ON  
RWANDA/BURUNDI RATE THE PROBABILITY OF MILITARY ACTION  
BETWEEN THE EX-FAR AND THE RPA IN THE NEAR TERM AS  
EXTREMELY HIGH. WE HAVE ALERTED UNHCR TO OUR CONCERNS  
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AND OFFERED TO SET UP A DETAILED INTELLIGENCE BRIEFING TO  
UNDERScore THE BASIS FOR OUR CONCERN AND OUR RESULTING  
ADVICE THAT THE REFUGEE CAMPS NEED TO BE RELOCATED  
URGENTLY. SETTING UP THE BRIEFING HAS BEEN COMPLICATED  
BY THE "POST-SOMALIA" DIFFICULTIES OF GETTING INTERAGENCY  
AGREEMENT ON THE MODALITIES OF SHARING INFORMATION.  
NEVERTHELESS, WE HOPE THAT A BRIEFING CAN TAKE PLACE NEXT  
WEEK.

IN THE MEANTIME, WE UNDERSTAND THAT THE OUTGOING DUTCH  
HEAD OF THE CIVILIAN SECURITY LIAISON GROUP/ZAIRIAN CAMP  
SECURITY CONTINGENT IS PROVIDING AN ASSESSMENT TO  
UNHCR/GENEVA TO THE EFFECT THAT THE THREAT OF MILITARY  
ACTION IS NOT SO GRAVE. OUR EMBASSY IN KINSHASA HAS ALSO  
SUGGESTED THAT THE THREAT IS NOT AS GRAVE AS IT IS  
PERCEIVED IN KIGALI.

AMCIT FOR DEPUTY HEAD OF THE ZCSC/CSLG: WE HAVE  
FORWARDED THE NAME OF COL. GARETH FOULDS (RET.) TO UNHCR,  
WHICH WAS DELIGHTED TO HAVE ANOTHER CANDIDATE TO CONSIDER  
RATHER THAN HAVE TO GO BACK TO THE FORMER COMMANDER GEN.  
IAN DOUGLAS (CANADIAN RET.) ON ANOTHER INTERIM BASIS.  
COL. FOULDS, WHO IS WELL KNOWN TO A NUMBER IN THE  
INTERAGENCY GROUP, HAS EXTENSIVE BACKGROUND AS A DATT IN  
AFRICA.

BURUNDI CONTINGENCY PLANNING: USAID AND THE DEPARTMENT  
ARE ENCOURAGING UNHCR TO CALL A TECHNICAL MEETING OF  
WATER SPECIALISTS URGENTLY IN ORDER TO DRAW UP  
COMPREHENSIVE PLANS FOR WATER/SANITATION IN THE EVENT OF  
AN INFLUX INTO TANZANIA WHERE WATER IS ALREADY IN SHORT  
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SUPPLY.

DIPLOMATIC/POLITICAL

A STAFFDEL CONSISTING OF ROBYN LIEBERMAN AND DIANA  
OHLBAUM MAY VISIT KIGALI IN MID-AUGUST. FORMER PRESIDENT  
JIMMY CARTER HAS OPENED A DIALOGUE WITH ZAIRIAN PRESIDENT  
MOBUTU, AT MOBUTU'S REQUEST, ON A RANGE OF ISSUES,  
INCLUDING RWANDAN REFUGEES. BURUNDIAN HUTU EXTREMIST  
LEONARD NYANGOMA SENT A RECONCILIATION FEELER THROUGH UN  
SPECIAL REP ABDULLAH, THE THIRD SUCH MOVE BY NYANGOMA  
WITHIN A MONTH.

END TEXT.

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